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THIRD JUDICIAL DISTRICT COURT
 2008 SEP 12 PM 2:56
 FILED BY _____

IN THE THIRD JUDICIAL DISTRICT COURT
 OF THE STATE OF UTAH, IN AND FOR THE COUNTY OF SUMMIT

LON THOMAS AND ASSOCIATES, INC.)
 a Utah Corporation; AMERICAN STONE,)
 INC., a Utah Corporation; STAR STONE)
 QUARRIES, INC., a Utah Corporation)

Plaintiffs/Counter-defendants,)

v.)

JOHN B. HUT, an individual,)
 WRIGHT-GARFF RESOURCES, L.L.C.,)
 A Utah limited liability company,)

Defendants/Counter-plaintiffs,)

WRIGHT-GARFF RESOURCES, L.L.C.,)
 a Utah limited liability company,)
 Third-party Plaintiff,)

-vs-)

LON A. THOMAS AND BEVERLY)
 THOMAS, husband and wife, and STONE)
 MOUNTAIN MANAGEMENT, L.L.C.,)
 a Utah limited liability company,)

Third-party Defendants.)

Case No. 050500564

**ORDER FOR
 PRELIMINARY INJUNCTION**

Judge: Bruce Lubeck

THIS MATTER having regularly come before the Court on September 4, 2008 for hearing

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Div. of Oil, Gas & Mining

on the Motion of Wright-Garff Resources, L.L.C. for a preliminary injunction against Plaintiffs and Third-party Defendants Lon Thomas and Associates, et al, pursuant to the temporary restraining order previously entered in this case; and

The Plaintiffs/Third-party Defendants appearing by and through their representative, Lon Thomas and with their counsel, Ron George; and

Wright-Garff Resources appearing through its manager, Edward Rogers, and counsel Steven A. Wuthrich; and

The parties having presented witnesses and submitted exhibits, and the Court having heard the arguments of counsel and having entered its findings and conclusions orally on the record.

NOW THEREFORE, it is hereby ordered that during the pendency of this action or until further order of the Court, the Plaintiffs/Third-party Defendants shall be immediately restrained and enjoined from:

- I. Either directly or indirectly in any manner moving or removing any boulders (defined as a stone basketball size or larger) stacked upon Lot 38, or until further order of the Court; and
- II. From moving, burying or committing any act of waste with respect to building stone stockpiles on said Lot 38, without an order of the Court; and
- III. Committing any act of waste or interfering with Wright-Garff's mining permit in any manner whatsoever.

Wright-Garff Resources shall file a security bond in the amount of \$10,000.00 within 48 hours of this Order. The Court shall review the matter December 9, 2008 at 9:00 a.m. to decide whether to continue this Order, or dissolve the preliminary injunction, or make modifications as may be appropriate.

Dated this 12 day of September, 2008.

LS/

HON. BRUCE LUBECK

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CLERK'S CERTIFICATE OF MAILING

I, THE UNDERSIGNED Deputy Clerk of the Court, hereby certify that on this ____ day of September, 2008 I served by U.S. Mail, first class postage prepaid, a true and correct copy of the foregoing Order to the following:

Steven A. Wuthrich, Esq.
1011 Washington, Ste. 101
Montpelier, ID 83254

Ronald S. George, Esq.
P.O. Box 610
Pocatello, ID 83204

Debbie K. Foust
Clerk/Deputy Clerk

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CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the foregoing proposed Order was mailed September 24, 2008 to the following:

Ronald S. George, Esq.
P.O. Box 610
Pocatello, ID 83204
Fax: (208) 232-9467

Joseph Wuthrich